

1 AN ACT to implement the federal No Child Left Behind Act
2 of 2001.

3 Be it enacted by the People of the State of Illinois,
4 represented in the General Assembly:

5 Section 5. The School Code is amended by changing
6 Sections 2-3.25a, 2-3.25b, 2-3.25c, 2-3.25d, 2-3.25e,
7 2-3.25f, 2-3.25g, 2-3.25h, 2-3.25i, 2-3.25j, 7-8, 7A-15,
8 11A-17, 11B-14, 11D-12, and 21-27 and adding Sections 2-3.25m
9 and 2-3.25n as follows:

10 (105 ILCS 5/2-3.25a) (from Ch. 122, par. 2-3.25a)

11 Sec. 2-3.25a. "School district" defined; additional
12 standards.

13 (a) For the purposes of this Section and Sections 3.25b,
14 3.25c, 3.25d, 3.25e, and 3.25f of this Code, "school
15 district" includes other public entities responsible for
16 administering public schools, such as cooperatives, joint
17 agreements, charter schools, special charter districts,
18 regional offices of education, local agencies, and the
19 Department of Human Services.

20 (b) In addition to the standards established pursuant to
21 Section 2-3.25, the State Board of Education shall develop
22 recognition standards for student performance and school
23 improvement in all public schools operated by school
24 districts. The indicators to determine adequate yearly
25 progress assess--student--performance-and-school-improvement
26 shall include-but-need-not be limited to the State assessment
27 of student performance in reading and mathematics, local
28 assessment---results, student attendance rates at the
29 elementary school level, retention--rates,--expulsion--rates,
30 and graduation rates at the high school level, and
31 participation rates on student assessments. The standards

1 shall be designed to permit the measurement of a school
 2 ~~district--to--~~measure student performance and school
 3 improvement by schools and school districts ~~school-buildings~~
 4 compared to student performance and school improvement for
 5 the preceding academic years.

6 ~~The--provisions--of--this--Section--are--subject--to--the~~
 7 ~~provisions-of-Section-2-3-25k-~~

8 (Source: P.A. 89-398, eff. 8-20-95.)

9 (105 ILCS 5/2-3.25b) (from Ch. 122, par. 2-3.25b)

10 Sec. 2-3.25b. Recognition levels. The State Board of
 11 Education shall, consistent with adopted recognition
 12 standards, provide for levels of recognition or
 13 nonrecognition. The State Board of Education shall
 14 promulgate rules governing the procedures whereby school
 15 districts may appeal a recognition level.

16 ~~Subject-to-the-provisions-of-Section-2-3-25k,~~ The State
 17 Board of Education shall have the authority to collect from
 18 schools and school districts the information, data, test
 19 results, student performance and school improvement
 20 indicators as may be necessary to implement and carry out the
 21 purposes of this Act.

22 (Source: P.A. 89-398, eff. 8-20-95.)

23 (105 ILCS 5/2-3.25c) (from Ch. 122, par. 2-3.25c)

24 Sec. 2-3.25c. Rewards and acknowledgements. The State
 25 Board of Education shall implement a system of rewards for
 26 school districts, and the schools themselves, ~~to-recognize~~
 27 ~~and-reward-schools~~ whose students and schools consistently
 28 meet adequate yearly progress criteria for 2 or more
 29 consecutive years and a system to acknowledge schools and
 30 districts that meet adequate yearly progress criteria in a
 31 given year as specified in Section 2-3.25d of this Code
 32 ~~perform--at--high--levels--or--which--demonstrate-outstanding~~

1 improvement.

2 If a school or school district meets adequate yearly
3 progress criteria for 2 consecutive school years, that school
4 or district shall be exempt from review and approval of its
5 improvement plan for the next 2 succeeding school years.

6 (Source: P.A. 87-559.)

7 (105 ILCS 5/2-3.25d) (from Ch. 122, par. 2-3.25d)

8 Sec. 2-3.25d. Academic early warning and watch status
9 list.

10 (a) Those schools that do not meet adequate yearly
11 progress criteria, as specified by the State Board of
12 Education, for 2 consecutive annual calculations, shall be
13 placed on academic early warning status for the next school
14 year. Schools on academic early warning status that do not
15 meet adequate yearly progress criteria for a third annual
16 calculation shall remain on academic early warning status.
17 Schools on academic early warning status that do not meet
18 adequate yearly progress criteria for a fourth annual
19 calculation shall be placed on initial academic watch status.
20 Schools on academic watch status that do not meet adequate
21 yearly progress criteria for a fifth or subsequent annual
22 calculation shall remain on academic watch status. Schools on
23 academic early warning or academic watch status that meet
24 adequate yearly progress criteria for one annual calculation
25 shall be acknowledged for making improvement and shall
26 maintain their current statuses for the next school year.
27 Schools on academic early warning or academic watch status
28 that meet adequate yearly progress criteria for 2 consecutive
29 annual calculations shall be considered as having met
30 expectations and shall be removed from any status
31 designation.

32 The school district of a school placed on either academic
33 early warning status or academic watch status may appeal the

1 status to the State Board of Education in accordance with
2 Section 2-3.25m of this Code.

3 A school district that has one or more schools on
4 academic early warning or academic watch status shall prepare
5 a revised School Improvement Plan or amendments thereto
6 setting forth the district's expectations for removing each
7 school from academic early warning or academic watch status
8 and for improving student performance in the affected school
9 or schools. Districts operating under Article 34 of this Code
10 may prepare the School Improvement Plan required under
11 Section 34-2.4 of this Code.

12 The revised School Improvement Plan for a school that is
13 initially placed on academic early warning status or that
14 remains on academic early warning status after a third annual
15 calculation must be approved by the school board (and by the
16 school's local school council in a district operating under
17 Article 34 of this Code, unless the school is on probation
18 pursuant to subsection (c) of Section 34-8.3 of this Code).

19 The revised School Improvement Plan for a school placed
20 on initial academic watch status after a fourth annual
21 calculation must be approved by the school board (and by the
22 school's local school council in a district operating under
23 Article 34 of this Code, unless the school is on probation
24 pursuant to subsection (c) of Section 34-8.3 of this Code)
25 and the State Superintendent of Education.

26 The revised School Improvement Plan for a school that
27 remains on academic watch status after a fifth annual
28 calculation must be approved by the school board (and by the
29 school's local school council in a district operating under
30 Article 34 of this Code, unless the school is on probation
31 pursuant to subsection (c) of Section 34-8.3 of this Code)
32 and the State Superintendent of Education. In addition, the
33 district must develop a school restructuring plan for the
34 school that must be approved by the school board (and by the

1 school's local school council in a district operating under
2 Article 34 of this Code) and subsequently approved by the
3 State Superintendent of Education.

4 A school on academic watch status that does not meet
5 adequate yearly progress criteria for a sixth annual
6 calculation shall implement its approved school restructuring
7 plan beginning with the next school year, subject to the
8 State interventions specified in Section 2-3.25f of this
9 Code.

10 (b) Those school districts that do not meet adequate
11 yearly progress criteria, as specified by the State Board of
12 Education, for 2 consecutive annual calculations, shall be
13 placed on academic early warning status for the next school
14 year. Districts on academic early warning status that do not
15 meet adequate yearly progress criteria for a third annual
16 calculation shall remain on academic early warning status.
17 Districts on academic early warning status that do not meet
18 adequate yearly progress criteria for a fourth annual
19 calculation shall be placed on initial academic watch status.
20 Districts on academic watch status that do not meet adequate
21 yearly progress criteria for a fifth or subsequent annual
22 calculation shall remain on academic watch status. Districts
23 on academic early warning or academic watch status that meet
24 adequate yearly progress criteria for one annual calculation
25 shall be acknowledged for making improvement and shall
26 maintain their current statuses for the next school year.
27 Districts on academic early warning or academic watch status
28 that meet adequate yearly progress criteria for 2 consecutive
29 annual calculations shall be considered as having met
30 expectations and shall be removed from any status
31 designation.

32 A district placed on either academic early warning status
33 or academic watch status may appeal the status to the State
34 Board of Education in accordance with Section 2-3.25m of this

1 Code.

2 Districts on academic early warning or academic watch
3 status shall prepare a District Improvement Plan or
4 amendments thereto setting forth the district's expectations
5 for removing the district from academic early warning or
6 academic watch status and for improving student performance
7 in the district.

8 The District Improvement Plan for a district that is
9 initially placed on academic early warning status must be
10 approved by the school board.

11 The revised District Improvement Plan for a district that
12 remains on academic early warning status after a third annual
13 calculation must be approved by the school board.

14 The revised District Improvement Plan for a district on
15 initial academic watch status after a fourth annual
16 calculation must be approved by the school board and the
17 State Superintendent of Education.

18 The revised District Improvement Plan for a district that
19 remains on academic watch status after a fifth annual
20 calculation must be approved by the school board and the
21 State Superintendent of Education. In addition, the district
22 must develop a district restructuring plan that must be
23 approved by the school board and the State Superintendent of
24 Education.

25 A district on academic watch status that does not meet
26 adequate yearly progress criteria for a sixth annual
27 calculation shall implement its approved district
28 restructuring plan beginning with the next school year,
29 subject to the State interventions specified in Section
30 2-3.25f of this Code.

31 (c) All revised School and District Improvement Plans
32 shall be developed in collaboration with staff in the
33 affected school or school district. All revised School and
34 District Improvement Plans shall be developed, submitted, and

1 approved pursuant to rules adopted by the State Board of
 2 Education. The revised Improvement Plan shall address
 3 measurable outcomes for improving student performance so that
 4 such performance meets adequate yearly progress criteria as
 5 specified by the State Board of Education.

6 (d) All federal requirements apply to schools and school
 7 districts utilizing federal funds under Title I, Part A of
 8 the federal Elementary and Secondary Education Act of 1965.

9 ~~These schools that are not meeting the standards of academic~~
 10 ~~performance measured by the State assessment of student~~
 11 ~~performance as specified by the State Board of Education may~~
 12 ~~be placed on an academic watch list established by the State~~
 13 ~~Superintendent of Education after serving for 2 years on the~~
 14 ~~State Board of Education Early Academic Warning List and~~
 15 ~~shall be subject to an on-site visitation to determine~~
 16 ~~whether extenuating circumstances exist as to why a school or~~
 17 ~~schools should not be placed on an academic watch list by the~~
 18 ~~State Superintendent of Education.~~

19 ~~A school district that has one or more schools on the~~
 20 ~~academic watch list shall submit a revised School Improvement~~
 21 ~~Plan or amendments thereto setting forth the district's~~
 22 ~~expectations for removing each school in the district from~~
 23 ~~the academic watch list and for improving student performance~~
 24 ~~in that school. Districts operating under Article 34 of The~~
 25 ~~School Code may submit the School Improvement Plan required~~
 26 ~~under Section 34-2.4. If any district submits a School~~
 27 ~~Improvement Plan which exceeds 2 years in duration, the Plan~~
 28 ~~shall contain provisions for evaluation and determination as~~
 29 ~~to the improvement of student performance or school~~
 30 ~~improvement after no later than 2 years. The revised School~~
 31 ~~Improvement Plan or amendments thereto shall be developed in~~
 32 ~~consultation with the staff of the affected school and must~~
 33 ~~be approved by the local board of education and the school's~~
 34 ~~local school council for districts operating under Article 34~~

1 of-the-School-Code.-Revised-School-Improvement-Plans-must--be
 2 submitted---for--approval--to--the--State--Superintendent--of
 3 Education-pursuant-to-rules-and--regulations--promulgated--by
 4 the-State-Board-of-Education.-The-revised-School-Improvement
 5 Plan---shall---address---specific,--measurable--outcomes--for
 6 improving-student-performance-so-that-such-performance-equals
 7 or-exceeds-standards-set-for-the-school-by-the-State-Board-of
 8 Education.

9 A-school-or-schools-shall-remain-on--the--academic--watch
 10 list--for--at--least--one--full--academic--year.--During-each
 11 academic-year-for-which-a-school-is--on--the--academic--watch
 12 list--it--shall--continue-to-be-evaluated-and-assessed-by-the
 13 State-Board-of-Education-as-to-whether-it-is-meeting-outcomes
 14 identified-in-its-revised-School-Improvement-Plan.

15 The--provisions--of--this--Section--are--subject--to--the
 16 provisions-of-Section-2-3-25k.

17 (Source: P.A. 89-398, eff. 8-20-95; 89-698, eff. 1-14-97.)

18 (105 ILCS 5/2-3.25e) (from Ch. 122, par. 2-3.25e)

19 Sec. 2-3.25e. School and district improvement panels
 20 panel. A school or school district that-has-a-school on the
 21 academic watch status list shall have a school or district
 22 improvement panel appointed by the State Superintendent of
 23 Education. Members appointed to the panel shall include, but
 24 not be limited to, individuals who are familiar with
 25 educational issues. The State Superintendent of Education
 26 shall designate one member of the panel to serve as chairman.
 27 Any panel appointed for a school operated under Article 34 of
 28 the School Code shall include one or more members selected
 29 from the school's subdistrict council and one or more members
 30 from the school's local school council. The school or
 31 district improvement panel shall (1) assist the school or
 32 district in the development and implementation of a revised
 33 School Improvement Plan and amendments thereto and, (2) make

1 progress reports and comments to the State Superintendent of
 2 Education pursuant to rules promulgated by the State Board of
 3 Education, and (3) have the authority to review and approve
 4 or disapprove all actions of the board of education that
 5 pertain to implementation of the revised School Improvement
 6 Plan. The revised School Improvement Plan must be developed
 7 in consultation with the staff of the affected school and
 8 approved by the appropriate board of education and for
 9 districts operated under Article 34 of the School Code the
 10 school's local school council. Following that approval, the
 11 plan shall be submitted to the State Superintendent of
 12 Education for approval.

13 The provisions of this Section are subject to the
 14 provisions of Section 2-3.25k.

15 (Source: P.A. 89-398, eff. 8-20-95; 89-698, eff. 1-14-97.)

16 (105 ILCS 5/2-3.25f) (from Ch. 122, par. 2-3.25f)

17 Sec. 2-3.25f. State interventions.

18 (a) A school or school district must submit the required
 19 revised Improvement Plan pursuant to rules adopted by the
 20 State Board of Education. The State Board of Education shall
 21 provide technical assistance to assist with the development
 22 and implementation of the improvement plan. School districts
 23 that fail to submit required School Improvement Plans or fail
 24 to obtain approval of such plans pursuant to rules adopted by
 25 the State Board of Education may have State funds withheld
 26 until such plans are submitted.

27 Schools or school districts that fail to make reasonable
 28 efforts to implement an approved School Improvement Plan may
 29 suffer loss of State funds by school district, attendance
 30 center, or program as the State Board of Education deems
 31 appropriate.

32 The provisions of this subsection (a) relating to
 33 submission and approval of School Improvement Plans are

1 ~~subject-to-the-provisions-of-Section-2-3-25k-~~

2 (b) In addition, if after 3 ~~2~~ years following its
3 placement on the academic watch status list ~~list~~ a school district
4 or school remains on the academic watch status list, the
5 State Board of Education shall take one of the following
6 actions for the district or school:

7 (1) ~~1-~~ The State Board of Education may authorize
8 the State Superintendent of Education to direct the
9 regional superintendent of schools to remove school board
10 members pursuant to Section 3-14.28 of this Code. Prior
11 to such direction the State Board of Education shall
12 permit members of the local board of education to present
13 written and oral comments to the State Board of
14 Education. The State Board of Education may direct the
15 State Superintendent of Education to appoint an
16 Independent Authority that shall exercise such powers and
17 duties as may be necessary to operate a school or school
18 district for purposes of improving pupil performance and
19 school improvement. The State Superintendent of
20 Education shall designate one member of the Independent
21 Authority to serve as chairman. The Independent Authority
22 shall serve for a period of time specified by the State
23 Board of Education upon the recommendation of the State
24 Superintendent of Education. ~~;-er~~

25 (2) ~~2-~~ The State Board of Education may (A) change
26 the recognition status of the school district or school
27 to nonrecognized ~~(a)-nonrecognize-the-school-district--or~~
28 ~~school,~~ or (B) ~~(b)-may~~ authorize the State Superintendent
29 of Education to direct the reassignment of pupils or
30 direct the reassignment or replacement of school district
31 personnel who are relevant to the failure to meet
32 adequate yearly progress criteria ~~--administrative~~
33 ~~staff.~~ If a school district is nonrecognized in its
34 entirety, it shall automatically be dissolved on July 1

1 following that nonrecognition and its territory realigned
2 with another school district or districts by the regional
3 board of school trustees in accordance with the
4 procedures set forth in Section 7-11 of the School Code.
5 The effective date of the nonrecognition of a school
6 shall be July 1 following the nonrecognition.

7 (c) All federal requirements apply to schools and school
8 districts utilizing federal funds under Title I, Part A of
9 the federal Elementary and Secondary Education Act of 1965.

10 (Source: P.A. 89-398, eff. 8-20-95; 89-698, eff. 1-14-97.)

11 (105 ILCS 5/2-3.25g) (from Ch. 122, par. 2-3.25g)

12 Sec. 2-3.25g. Waiver or modification of mandates within
13 the School Code and administrative rules and regulations.
14 Notwithstanding any other provisions of this School Code or
15 any other law of this State to the contrary, school districts
16 may petition the State Board of Education for the waiver or
17 modification of the mandates of this School Code or of the
18 administrative rules and regulations promulgated by the State
19 Board of Education. Waivers or modifications of
20 administrative rules and regulations and modifications of
21 mandates of this School Code may be requested when a school
22 district demonstrates that it can address the intent of the
23 rule or mandate in a more effective, efficient, or economical
24 manner or when necessary to stimulate innovation or improve
25 student performance. Waivers of mandates of the School Code
26 may be requested when the waivers are necessary to stimulate
27 innovation or improve student performance. Waivers may not
28 be requested from laws, rules, and regulations pertaining to
29 special education, teacher certification, or teacher tenure
30 and seniority or from compliance with the No Child Left
31 Behind Act of 2001 (Public Law 107-110).

32 School districts, as a matter of inherent managerial
33 policy, and any Independent Authority established under

1 Section 2-3.25f may submit an application for a waiver or
2 modification authorized under this Section. Each application
3 must include a written request by the school district or
4 Independent Authority and must demonstrate that the intent of
5 the mandate can be addressed in a more effective, efficient,
6 or economical manner or be based upon a specific plan for
7 improved student performance and school improvement. Any
8 district requesting a waiver or modification for the reason
9 that intent of the mandate can be addressed in a more
10 economical manner shall include in the application a fiscal
11 analysis showing current expenditures on the mandate and
12 projected savings resulting from the waiver or modification.
13 Applications and plans developed by school districts must be
14 approved by each board of education following a public
15 hearing on the application and plan and the opportunity for
16 the board to hear testimony from educators directly involved
17 in its implementation, parents, and students. The public
18 hearing must be preceded by at least one published notice
19 occurring at least 7 days prior to the hearing in a newspaper
20 of general circulation within the school district that sets
21 forth the time, date, place, and general subject matter of
22 the hearing. The school district must notify in writing the
23 affected exclusive collective bargaining agent of the
24 district's intent to seek approval of a waiver or
25 modification and of the hearing to be held to take testimony
26 from educators. The affected exclusive collective bargaining
27 agents shall be notified of such public hearing at least 7
28 days prior to the date of the hearing and shall be allowed to
29 attend such public hearing.

30 A request for a waiver or modification of administrative
31 rules and regulations or for a modification of mandates
32 contained in this School Code shall be submitted to the State
33 Board of Education within 15 days after approval by the board
34 of education. Following receipt of the request, the State

1 Board shall have 45 days to review the application and
2 request. If the State Board fails to disapprove the
3 application within that 45 day period, the waiver or
4 modification shall be deemed granted. The State Board may
5 disapprove any request if it is not based upon sound
6 educational practices, endangers the health or safety of
7 students or staff, compromises equal opportunities for
8 learning, or fails to demonstrate that the intent of the rule
9 or mandate can be addressed in a more effective, efficient,
10 or economical manner or have improved student performance as
11 a primary goal. Any request disapproved by the State Board
12 may be appealed to the General Assembly by the requesting
13 school district as outlined in this Section.

14 A request for a waiver from mandates contained in this
15 School Code shall be submitted to the State Board within 15
16 days after approval by the board of education. The State
17 Board shall review the applications and requests for
18 completeness and shall compile the requests in reports to be
19 filed with the General Assembly. The State Board shall file
20 reports outlining the waivers requested by school districts
21 and appeals by school districts of requests disapproved by
22 the State Board with the Senate and the House of
23 Representatives before each May 1 and October 1. The General
24 Assembly may disapprove the report of the State Board in
25 whole or in part within 30 calendar days after each house of
26 the General Assembly next convenes after the report is filed
27 by adoption of a resolution by a record vote of the majority
28 of members elected in each house. If the General Assembly
29 fails to disapprove any waiver request or appealed request
30 within such 30 day period, the waiver or modification shall
31 be deemed granted. Any resolution adopted by the General
32 Assembly disapproving a report of the State Board in whole or
33 in part shall be binding on the State Board.

34 An approved waiver or modification may remain in effect

1 for a period not to exceed 5 school years and may be renewed
 2 upon application by the school district. However, such waiver
 3 or modification may be changed within that 5-year period by a
 4 local school district board following the procedure as set
 5 forth in this Section for the initial waiver or modification
 6 request. If neither the State Board of Education nor the
 7 General Assembly disapproves, the change is deemed granted.

8 On or before February 1, 1998, and each year thereafter,
 9 the State Board of Education shall submit a cumulative report
 10 summarizing all types of waiver mandates and modifications of
 11 mandates granted by the State Board or the General Assembly.
 12 The report shall identify the topic of the waiver along with
 13 the number and percentage of school districts for which the
 14 waiver has been granted. The report shall also include any
 15 recommendations from the State Board regarding the repeal or
 16 modification of waived mandates.

17 (Source: P.A. 89-3, eff. 2-27-95; 89-626, eff. 8-9-96; 90-62,
 18 eff. 7-3-97; 90-462, eff. 8-17-97; 90-655, eff. 7-30-98.)

19 (105 ILCS 5/2-3.25h) (from Ch. 122, par. 2-3.25h)

20 Sec. 2-3.25h. Technical assistance; State support
 21 services. Schools, school districts, local school councils,
 22 school improvement panels, and any Independent Authority
 23 established under Section 2-3.25f may receive technical
 24 assistance that through the State Board of Education shall
 25 make available. Such technical assistance shall may include
 26 without limitation, ~~but shall not be limited to,~~ assistance
 27 in the areas of curriculum evaluation, the instructional
 28 process, student performance, school environment, staff
 29 effectiveness, school and community relations, parental
 30 involvement, resource management, and leadership, data
 31 analysis processes and tools, school improvement plan
 32 guidance and feedback, information regarding scientifically
 33 based research-proven curriculum and instruction, and

1 professional development opportunities for teachers and
2 administrators.

3 (Source: P.A. 87-559.)

4 (105 ILCS 5/2-3.25i) (from Ch. 122, par. 2-3.25i)

5 Sec. 2-3.25i. Rules. The State Board of Education shall
6 promulgate rules and regulations necessary to implement the
7 provisions of Public Act 87-559 and this amendatory Act of
8 the 93rd General Assembly 1991. The State Board of Education
9 may waive any of its rules or regulations which conflict with
10 Public Act 87-559 or this amendatory Act of the 93rd General
11 Assembly except those requirements for special education and
12 teacher certification.

13 (Source: P.A. 87-559.)

14 (105 ILCS 5/2-3.25j) (from Ch. 122, par. 2-3.25j)

15 Sec. 2-3.25j. Implementation. Commencing with the
16 1992-93 school year and thereafter the provisions of this
17 amendatory Act and any rules adopted hereunder shall be
18 implemented on a schedule identified by the State Board of
19 Education and incorporated as an integral part of the
20 recognition process of the State Board of Education. The
21 ~~provisions of this Section and the authority of the State~~
22 ~~Board of Education to adopt rules as provided in this Section~~
23 ~~are subject to the provisions of Section 2-3.25k.~~

24 (Source: P.A. 89-398, eff. 8-20-95.)

25 (105 ILCS 5/2-3.25m new)

26 Sec. 2-3.25m. Appeals. The appeals process outlined in
27 this Section applies to all appeals from school districts
28 pertaining to school or district status levels, recognition
29 levels, or corrective action. The State Board of Education
30 shall provide notice and an opportunity for hearing to the
31 affected school district. The hearing shall take place not

1 later than 30 calendar days following receipt of the written
2 appeal. The appeals advisory committee created as specified
3 in this Section may extend the hearing under special
4 circumstances, in consultation with the State Superintendent
5 of Education. The State Board of Education may take into
6 account exceptional or uncontrollable circumstances.

7 The State Board of Education shall process school and
8 district appeals through an appeals advisory committee. The
9 committee shall be composed of 9 members appointed by the
10 State Superintendent of Education as follows:

11 (1) One representative of each of 2 professional
12 teachers' organizations.

13 (2) Two school administrators employed in the
14 public schools of this State who have been nominated by
15 an administrator organization.

16 (3) One member of an organization that represents
17 school principals.

18 (4) One member of an organization that represents
19 both parents and teachers.

20 (5) One representative of the business community of
21 this State who has been nominated by a statewide business
22 organization.

23 (6) One representative of City of Chicago School
24 District 299.

25 (7) One member of the public.

26 Five members of the committee shall serve for terms of 2
27 years, and 4 members shall serve for terms of 3 years. The
28 State Superintendent of Education shall appoint initial
29 members on or before July 1, 2003. The committee shall
30 annually elect one member as chairperson.

31 The committee shall hear appeals and, within 30 calendar
32 days after a hearing, make recommendations for action to the
33 State Superintendent of Education. The committee shall
34 recommend action to the State Superintendent of Education on

1 all appeals. The State Board of Education shall make all
2 final determinations.

3 (105 ILCS 5/2-3.25n new)

4 Sec. 2-3.25n. No Child Left Behind Act; requirements and
5 construction.

6 (a) The changes in the State accountability system made
7 by this amendatory Act of the 93rd General Assembly are a
8 direct result of the federal No Child Left Behind Act of 2001
9 (Public Law 107-110), which requires that each state develop
10 and implement a single, statewide accountability system
11 applicable to all schools and school districts.

12 (b) As provided in the federal No Child Left Behind Act
13 of 2001 (Public Law 107-110), nothing in this amendatory Act
14 of the 93rd General Assembly shall be construed to alter or
15 otherwise affect the rights, remedies, and procedures
16 afforded school district or school employees under federal,
17 State, or local law (including applicable rules, regulations,
18 or court orders) or under the terms of collective bargaining
19 agreements, memoranda of understanding, or other agreements
20 between such employees and their employers.

21 (105 ILCS 5/7-8) (from Ch. 122, par. 7-8)

22 Sec. 7-8. Limitation on successive petitions. No
23 territory, nor any part thereof, which is involved in any
24 proceeding to change the boundaries of a school district by
25 detachment from or annexation to such school district of such
26 territory, and which is not so detached nor annexed, shall be
27 again involved in proceedings to change the boundaries of
28 such school district for at least two years after final
29 determination of such first proceeding unless during that 2
30 year period a petition filed is substantially different than
31 any other previously filed petition during the previous 2
32 years or if a school district involved is placed on the-State

1 ~~Board--of--Education's~~ academic watch status list or the
2 financial watch list by the State Board of Education or is
3 certified as being in financial difficulty during that 2 year
4 period or if such first proceeding involved a petition
5 brought under Section 7-2b of this Article 7.

6 (Source: P.A. 87-1139; 88-386.)

7 (105 ILCS 5/7A-15) (from Ch. 122, par. 7A-15)

8 Sec. 7A-15. Limitation on successive petitions. No unit
9 school district that is involved in any proceeding under this
10 Article to be dissolved and converted into an elementary
11 school district (with all territory within the unit school
12 district proposed to be so dissolved to be concurrently
13 annexed to a contiguous high school district), and which is
14 not so dissolved or converted into an elementary school
15 district, shall be again involved in proceedings under this
16 Article to dissolve and convert into an elementary school
17 district for at least two years after final determination of
18 such first proceeding unless during that 2 year period a
19 petition filed is substantially different than any other
20 previously filed petition during the previous 2 years or if a
21 school district involved is placed on ~~the--State--Board--of~~
22 ~~Education's~~ academic watch status list or the financial watch
23 list by the State Board of Education or is certified as being
24 in financial difficulty during that 2 year period.

25 (Source: P.A. 87-1139.)

26 (105 ILCS 5/11A-17)

27 Sec. 11A-17. Limitation on successive petitions. No
28 territory or any part thereof that is not included within any
29 unit school district and that is involved in a proceeding
30 under this Article to be organized into a community unit
31 school district, and that is not by that proceeding organized
32 into a community unit school district, shall be again

1 involved in proceedings under this Article to be organized
2 into a community unit school district for at least two years
3 after final determination of such first proceeding unless
4 during that 2 year period a petition filed is substantially
5 different than any other previously filed petition during the
6 previous 2 years or if a school district involved is placed
7 on ~~the State Board of Education's~~ academic watch status list
8 or the financial watch list by the State Board of Education
9 or is certified as being in financial difficulty during that
10 2 year period.

11 No unit school district that is involved in any
12 proceeding under this Article to be organized along with any
13 other unit school district or districts or territory into a
14 community unit school district and that is not by that
15 proceeding so organized into a community unit school
16 district, and no unit district that is involved in any
17 proceeding under this Article to be divided into 2 or more
18 parts and as divided included in 2 or more community unit
19 school districts and that is not by that proceeding so
20 divided and included in other community unit school
21 districts, shall be again involved in proceedings under this
22 Article to be organized into a community unit school district
23 or divided and included in other community unit school
24 districts for at least two years after final determination of
25 such first proceeding unless during that 2 year period a
26 petition filed is substantially different than any other
27 previously filed petition during the previous 2 years or if a
28 school district involved is placed on ~~the State Board of~~
29 ~~Education's~~ academic watch status list or the financial watch
30 list by the State Board of Education or is certified as being
31 in financial difficulty during that 2 year period.

32 (Source: P.A. 87-1139; 88-45; 88-555, eff. 7-27-94.)

33 (105 ILCS 5/11B-14) (from Ch. 122, par. 11B-14)

1 Sec. 11B-14. Limitation on successive petitions. No
2 elementary or high school district that is involved in any
3 proceeding under this Article to be formed into and included
4 as part of a combined school district to be established in
5 that proceeding, and that is not so formed into and included
6 as part of a combined school district in that proceeding,
7 shall be again involved in proceedings under this Article for
8 at least two years after final determination of such first
9 proceeding unless during that 2 year period a petition filed
10 is substantially different than any other previously filed
11 petition during the previous 2 years or if a school district
12 involved is placed on ~~the-State-Board-of-Education's~~ academic
13 watch status list ~~list~~ or the financial watch list by the State
14 Board of Education or is certified as being in financial
15 difficulty during that 2 year period.

16 (Source: P.A. 87-1139.)

17 (105 ILCS 5/11D-12) (from Ch. 122, par. 11D-12)

18 Sec. 11D-12. Limitation on successive petitions. No
19 unit or high school district that is involved in any
20 proceeding under this Article to be dissolved and formed into
21 a new high school district and new elementary school
22 districts, and that is not by those proceedings so dissolved
23 and formed into a new high school district and new elementary
24 school districts, shall be again involved in proceedings
25 under this Article to be dissolved and formed into a new high
26 school district and new elementary school districts for at
27 least two years after final determination of such first
28 proceeding unless during that 2 year period a petition filed
29 is substantially different than any other previously filed
30 petition during the previous 2 years or if a school district
31 involved is placed on ~~the-State-Board-of-Education's~~ academic
32 watch status list ~~list~~ or the financial watch list by the State
33 Board of Education or is certified as being in financial

1 difficulty during that 2 year period.

2 (Source: P.A. 87-1139; 88-45.)

3 (105 ILCS 5/21-27)

4 Sec. 21-27. The Illinois Teaching Excellence Program.
5 The Illinois Teaching Excellence Program is hereby
6 established to provide categorical funding for monetary
7 incentives and bonuses for teachers who are employed by
8 school districts and who hold a Master Certificate. The
9 State Board of Education shall allocate and distribute to
10 each school district an amount as annually appropriated by
11 the General Assembly from federal funds for the Illinois
12 Teaching Excellence Program. Unless otherwise provided by
13 appropriation, each school district's annual allocation shall
14 be the sum of the amounts earned for the following incentives
15 and bonuses:

16 (1) An annual payment of \$3,000 to be paid to each
17 teacher who successfully completes the program leading to
18 and who receives a Master Certificate and is employed as
19 a teacher by a school district. The school district
20 shall distribute this payment to each eligible teacher as
21 a single payment or in not more than 3 payments.

22 (2) An annual incentive equal to \$1,000 shall be
23 paid to each teacher who holds a Master Certificate, who
24 is employed as a teacher by a school district, and who
25 agrees, in writing, to provide 60 hours of mentoring
26 during that year to classroom teachers. This mentoring
27 may include, either singly or in combination, (i)
28 providing high quality professional development for new
29 and experienced teachers, and (ii) assisting National
30 Board for Professional Teaching Standards (NBPTS)
31 candidates through the NBPTS certification process. The
32 school district shall distribute 50% of each annual
33 incentive payment upon completion of 30 hours of the

1 required mentoring and the remaining 50% of the incentive
2 upon completion of the required 60 hours of mentoring.
3 Credit may not be granted by a school district for
4 mentoring or related services provided during a regular
5 school day or during the total number of days of required
6 service for the school year.

7 (3) An annual incentive equal to \$3,000 shall be
8 paid to each teacher who holds a Master Certificate, who
9 is employed as a teacher by a school district, and who
10 agrees, in writing, to provide 60 hours of mentoring
11 during that year to classroom teachers in schools on the
12 academic early warning status list or in schools in which
13 50% or more of the students receive free or reduced price
14 lunches, or both. The school district shall distribute
15 50% of each annual incentive payment upon completion of
16 30 hours of the required mentoring and the remaining 50%
17 of the incentive upon completion of the required 60 hours
18 of mentoring. Credit may not be granted by a school
19 district for mentoring or related services provided
20 during a regular school day or during the total number of
21 days of required service for the school year.

22 Each regional superintendent of schools shall provide
23 information about the Master Certificate Program of the
24 National Board for Professional Teaching Standards (NBPTS)
25 and this amendatory Act of the 91st General Assembly to each
26 individual seeking to register or renew a certificate under
27 Section 21-14 of this Code.

28 (Source: P.A. 91-606, eff. 8-16-99; 92-796, eff. 8-10-02.)

29 (105 ILCS 5/2-3.25k rep.)

30 Section 10. The School Code is amended by repealing
31 Section 2-3.25k.

32 Section 99. Effective date. This Act takes effect upon

1 becoming law.